

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

KEVIN ABDUL GILBERT,

**Plaintiff,**

V.

WASHINGTON STATE  
DEPARTMENT OF  
CORRECTIONS, et al.,

## Defendants.

CASE NO. 3:17-cv-05100-RBL-JRC

## ORDER ADOPTING REPORT AND RECOMMENDATION

The Court, having reviewed the Report and Recommendation of Magistrate Judge J. Richard Creature, objections to the Report and Recommendation, and the remaining record, does hereby find and **ORDER:**

(1) The Court adopts the Report and Recommendation.

(2) Plaintiff's action is dismissed without prejudice and without leave to amend.

DATED this 30<sup>th</sup> day of October, 2017.

Ronald B. Lightner

Ronald B. Leighton  
United States District Judge